

**MEMO ENDORSED****FISH & RICHARDSON P.C.**Frederick P. Fish  
1855-1930W.K. Richardson  
1859-1951

June 28, 2013

**VIA ELECTRONIC MAIL**

Hon. Alison J. Nathan  
 United States District Judge  
 Southern District of New York  
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**USDC SDNY****DOCUMENT****ELECTRONICALLY FILED****DOC #:****DATE FILED: JUL 01 2013****Re: ABC, et al. v. Aereo, Inc., 12-cv-1540-AJN (S.D.N.Y.) (Consolidated)**

ATLANTA

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TWIN CITIES

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Dear Judge Nathan:

In accordance with Your Honor's Order dated June 24, 2013, Aereo publicly filed redacted versions of several of its Summary Judgment documents on June 26, 2013. It has come to Aereo's attention that, despite redaction, the underlying text may nonetheless be extracted from these documents by members of the public.

Due to the highly-sensitive nature of the underlying text, the ECF Clerk temporarily sealed the documents. Aereo fixed the redactions and is prepared to re-file the documents. Accordingly, Aereo requests that the Court strike Aereo's Rule 56.1 Statement and the Exhibits associated with the Declaration of R. David Hosp, filed on June 26, 2013 (Dkt. Nos. 217 and 218 in 12-Civ-1540 and Dkt. Nos. 225 and 226 in 12-Civ-1543). Aereo will promptly re-file the documents.

Respectfully submitted,

*/s/ R. David Hosp*

R. David Hosp

cc: All Counsel of Record

Aereo's request is granted and so ordered. The Clerk of the Court is directed to strike the above-listed docket entries. Aereo shall re-file these documents within 24 hours of this order.  
**SO ORDERED.**

**SO ORDERED:**

7/1/13

**HON. ALISON J. NATHAN**  
**UNITED STATES DISTRICT JUDGE**